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Facsimile No.: (571) 273-8300 Date: December 5, 2008
From: Eric S. Hyman, Reg. No. 30,139
Our Docket No.: 5926P075 Number of pages 14 including this sheet.
Application No.: 10/578,933 Filing Date: 5/8/2006
Docket Due Date(s): 12/8/2008

Enclosed are the following documents:

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| <input checked="" type="checkbox"/> Amendment: <u>Response</u> (<u>11</u> pgs) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Appeal Brief (<u> </u> pgs) | <input type="checkbox"/> Notice of Appeal (in duplicate) |
| <input type="checkbox"/> Application: <u> </u> | <input type="checkbox"/> Petition for: <u> </u> |
| (<u> </u> pgs) w/cover & abstract) | <input type="checkbox"/> Request for Continued Examination (RCE) (in duplicate) |
| <input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs) | <input type="checkbox"/> Reply Brief (<u> </u> pgs) |
| <input checked="" type="checkbox"/> Certificate of <u>Facsimile</u> | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Declaration & POA (<u> </u> pgs) | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input checked="" type="checkbox"/> Drawings: <u>1</u> sheets, <u>2</u> figures | <input type="checkbox"/> Response to Written Opinion (<u> </u> pgs) |
| <input type="checkbox"/> Extension of Time: <u> </u> | <input type="checkbox"/> Terminal Disclaimer |
| <input type="checkbox"/> Fee Transmittal | <input type="checkbox"/> Transmittal of Publication Fee Due |
| <input type="checkbox"/> IDS & PTO/SB/08 (<u> </u> pgs) | <input type="checkbox"/> Transmittal Letter |
| <input checked="" type="checkbox"/> Other: <u>Extra copy of page 11 for deposit account info</u> | |

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12/5/2008

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Applicant notes that this problem of compatibility between different receivers and software does not arise in the context of the system proposed by Brown. It is therefore unsurprising that there is no acknowledgement of such a problem in the teaching of Brown. On the basis of this novel and advantageous solution to a previously unrecognized problem, Applicant submits that the subject matter of claims 1 and 9 is inventive.

Accordingly, in view of the foregoing, it is believed that all claims now pending, namely Claims 1-20, patentably define the subject invention over the cited references issued by the Examiner, and are in condition for allowance and such action is earnestly solicited at the earliest possible date.

If there are any fees due in connection with the filing of this response, please charge those fees to our Deposit Account No. 02-2666. If a telephone interview would expedite the prosecution of this Application, the Examiner is invited to contact the undersigned at (310) 207-3800.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated:

12/4/08



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